

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 7247 of 2000

Between:

G.Venkata Subba reddy, s/o. Sr.G.Veera REddy,
Chebrolu(M), guntur dist.

..... PETITIONER

AND

- 1 The State of A.P., Panchyat Raj Department,
Secretariat, Hyderabad.
- 2 Dist.Panchayat Officer, Guntur.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a WRIT OF MANDAMUS or other appropriate order or direction in the nature of a writ declaring under rule 42 of the rules of Panchayat Raj G.O.M.s.No.30, PR, RD & R, dt.20.1.1995 as without jurisdiction and ultra vires and A.P. Panchayat Raj Act, 1994 and/or show cause notice dated 09.04.2000 bearing ROC No.1193/2000-G1 issued by the 2nd respondent as arbitrary, discriminatory and illegal and consequently set aside the same.

Counsel for the Petitioner: MR.B.NALIN KUMAR

Counsel for the Respondents: GP FOR PANCHAYAT RAJ

The Court made the following :

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.7247 OF 2000

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ORDER:

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The petitioner was elected as Sarpanch of Chebrolu Gram Panchayat in the elections held on 13.06.1995, for a period of five years. The second respondent herein by impugned show cause notice dated 09.04.2000 called upon the petitioner to show cause why the petitioner should not be prohibited from drawing Gram Panchayat funds and pending further action, he was prohibited from drawing Gram Panchayat funds. Assailing the same as well as the Rules made in G.O.Ms.No.30 dated 20.01.1995, present writ petition is filed.

Admittedly the petitioner was elected for a period of five years, which is expired in May, 2000. In view of the fact that the elections for all Gram Panchayats in State of Andhra Pradesh were held in August,2001, no purpose would be served in this writ petition by adjudicating the issue.

The writ petition is therefore dismissed as infructuous.

(V.V.S.RAO,J)

24.08.2004.

pln

To

1. The Secretary, Panchayat Raj Department, State of A.P., Secretariat, Hyderabad.
2. The District Panchayat Officer, Guntur.
3. 2 CCs to G.P. for Panchayat Raj, High Court buildings, Hyderabad.
4. 2 CD copies.